

## AMENDMENTS TO THE CLAIMS

1-48. (Cancelled)

49. (Currently amended) A method ~~for playing and simultaneously recording an audio optical disk file, the method comprising:~~

receiving from an optical disk player device, a first audio data streamed originating from an first audio optical disk file being processed by the optical disk player device;

incrementally storing the first audio data onto a storage, starting at a first point corresponding to a beginning of the ~~first audio optical disk file, wherein the first audio data being~~is received and stored at a first rate that is higher than a playback rate prescribed for the ~~first audio optical disk file, and the storage being separate and distinct from the audio optical disk file as well as the optical disk player device;~~ and

incrementally playing at least some of the stored first audio data at a playback rate slower than the first rate, during prior to completion of the storing of all the first audio data stream.

50. (Cancelled)

51. (Cancelled)

52. (Currently Amended) A computer readable medium comprising a medium; and

instructions stored on the medium, which wherein the instructions when executed, enable an apparatus to perform a method for playing and simultaneously recording an audio optical disk file, the method comprising:

receiving from an optical disk player device, first audio data streamed originating from an first audio optical disk file being processed by the optical disk player device;

incrementally storing the first audio data onto a storage starting at a first point corresponding to a beginning of the first audio optical disk file, wherein the first audio data is received and stored at a first rate ~~that is higher than a playback rate prescribed for the first audio optical disk file, and the storage is separate and distinct from the audio optical disk file as well as the optical disk player device;~~ and incrementally playing at least some of the stored first audio data at a playback rate slower than the first rate, during prior to completion of the storing of all the first audio data-stream.

53-61. (Cancelled)

62. (Previously presented) The method of claim 49, wherein the first rate is greater than real-time.

63. (Currently amended) The method of claim 62, wherein the incrementally playing of at least some of the stored first audio data is incrementally played~~performed~~ at real time ~~during the storing of the first audio data.~~

64. (Currently amended) The method of claim 49, further comprising encoding the first audio data as they are received, prior to them being stored, wherein the first audio data is received, encoded, and stored ~~and encoded~~ at a rate that is greater than real-time.

65. (Currently amended) The method of claim 64, wherein the incrementally playing of at least some of the stored first audio data is incrementally played~~performed~~ at real time ~~during the storing of the first audio data.~~

66. (Currently amended) The method of claim 49, further comprising:  
stopping ~~the~~ said receiving and storing, ~~of the first audio data~~ at a second point within the first audio optical disk file;

receiving from the optical disk player device, a second audio data streamed  
~~originating from the first audio optical disk file; and~~

incrementally playing at least some of the stored first and second audio data  
~~starting at the first point corresponding to the beginning of the first audio optical disk~~  
~~file, while prior to completion of the storing of the second audio data is incrementally~~  
~~stored beginning at the second point within the first audio optical disk file.~~

67. (Currently amended) The method of claim 66, wherein the incrementally storing  
of the first audio data is incrementally stored to a local storage device, as an first  
electronic data file.

68. (Currently amended) The method of claim 67, wherein the incrementally storing  
of the second audio data is incrementally stored to the same local storage device, as  
part of the first same electronic data file.

69. (Currently amended) The method of claim 49, wherein the audio optical disk file  
further comprises metadata ~~The computer readable medium of claim 52,~~

70. (Currently amended) The method of claim ~~64~~49, wherein the audio optical disk file  
further comprises a compact disk (CD).

71. (Currently amended) The method of claim 49, wherein  
the incrementally storing of the first audio data comprises incrementally storing  
the first audio data in one of a plurality of digital encoding formats;

the method further comprises identifying in accordance within which one of  
the plurality of data encoding formats the first audio data ~~stream of data~~ is encoded;  
and

the incrementally playing comprises decoding blocks of the stored digitally  
encoded audio data, based at least in part on the result of said identifying; and  
~~incrementally playing the decoded blocks of the audio data.~~

72. (Previously presented) The computer readable medium of claim 52, wherein the first rate is greater than real-time.

73. (Currently amended) The computer readable medium of claim 72, wherein the instructions are adapted to enable the apparatus to incrementally play the first audio data ~~is incrementally played at real time during the storing of the first audio data.~~

74. (Currently amended) The computer readable medium of claim 52, wherein the method further comprises encoding the first audio data prior to their storing, wherein the first audio data is received, ~~stored and encoded and stored~~ at a rate that is greater than real-time.

75. (Currently amended) The computer readable medium of claim 74, wherein the instructions are adapted to enable the apparatus to incrementally play the first audio data ~~is incrementally played at real time during the storing of the first audio data.~~

76. (Currently amended) The computer readable medium of claim 52, wherein the method further comprises:

stopping the storing of the first audio data at a second point within the first audio optical disk file;

receiving from the optical disk player device, a second audio data streamed ~~originating from the first audio optical disk file;~~ and

incrementally playing at least some of the stored first and second audio data ~~starting at the first point corresponding to the beginning of the first audio optical disk file, while prior to completion of the incrementally storing of all the second audio data is incrementally stored beginning at the second point within the first audio optical disk file.~~

77. (Currently amended) The computer readable medium of claim 76, wherein the instructions are adapted to enable the apparatus to incrementally store the first audio data ~~is incrementally stored to a local storage device as a first electronic data file.~~

78. (Currently amended) The computer readable medium of claim 76, wherein the instructions are further adapted to enable the apparatus to incrementally store the second audio data ~~is incrementally stored as part of the first electronic data file.~~

79. (Previously presented) The computer readable medium of claim 52, wherein the audio optical disk file further comprises metadata.

80. (Currently amended) The computer readable medium of claim 52, wherein the instructions are adapted to enable the apparatus to incrementally store the first audio data ~~is incrementally stored in one of a plurality of digital encoding formats, the instructions further operate as well as to~~

identify in accordance within which one of the plurality of data encoding formats the first audio data stream of data is encoded; and

decode blocks of the stored digitally encoded first audio data; and  
~~incrementally play the decoded blocks of the audio data.~~

81. (Currently amended) An apparatus comprising:

a medium comprising a plurality of instructions, which when executed operate the apparatus to

receive from an optical disk player device, first audio data streamed  
~~originating from an first audio optical disk file being processed by the~~  
optical disk player device,

incrementally store the first audio data onto a storage starting at a first point  
corresponding to a beginning of the ~~first audio optical disk file, wherein the~~  
first audio data being is received and stored at a first rate ~~that is higher~~  
~~than a playback rate prescribed for the first audio optical disk file, and the~~  
storage being separate and distinct from the audio optical disk file as well  
as the optical disk player device, and

incrementally play at least some of the stored first audio data, during prior to  
completion of the storing of all the first audio data stream; and

a processor coupled to the medium to execute the plurality of instructions.

82. (Currently amended) The apparatus of claim 81, wherein the apparatus further comprises a local storage device, and the instructions are adapted to operate the apparatus to store the first audio data is incrementally stored to ato the local storage device, as a first electronic data file.

83. (Currently amended) The apparatus of claim 82, wherein the first electronic data optical disk file further comprises metadata.